

**UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

IN RE:

DFW Boat Specialists LLC
2401 Worthington Dr. Suite 106
Denton , TX 76207
EIN: 85-3179081
Debtor

Case No. 23-40316 btr
Chapter: 11

**ORDER SETTING 7-DAY DISMISSAL DEADLINE FOR
FILING DECLARATIONS FOR ELECTRONIC FILING**

On **02/22/2023**, the above-referenced Debtor filed by electronic means the voluntary petition seeking relief under the above-referenced chapter of Title 11, United States Code, and list of creditors (matrix). The filing of documents with this Court by electronic means is authorized and governed by administrative procedures contained in LBR Appendix 5005 to the Local Rules of Bankruptcy Procedure. Specifically, Section III(B)(3) of LBR Appendix 5005 requires that:

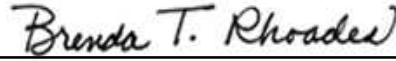
[w]ithin seven (7) days of the filing by electronic means of a bankruptcy petition, list, schedule, or statement that requires verification under Fed. R. Bankr. P. 1008, the Electronic Filer shall file with the Court the appropriate "Declaration for Electronic Filing," substantially conforming either to Exhibit "B-1", "B-2", or "B-3", which has been executed by the debtor or by the authorized representative of the debtor.

However, the Debtor failed to fulfill that requirement as to the voluntary petition seeking relief under the above-referenced chapter of Title 11, United States Code, and list of creditors (matrix) filed with the Court. Thus, in violation of Fed. R. Bankr. P. 1008, the Debtor have, in actuality, failed to present the voluntary petition seeking relief under the above-referenced chapter of Title 11, United States Code, and list of creditors (matrix) which have been verified under penalty of perjury by the Debtor or contain an unsworn declaration of the Debtor as provided in 28 U.S.C. §1746. Thus, the failure of the Debtor to adhere to the requirements of the Federal and Local Rules of Bankruptcy Procedure constitutes a willful failure of the Debtor to abide by the orders of this Court as well as an unreasonable delay that is prejudicial to creditors. Thus, just cause exists for the entry of the following order.

IT IS THEREFORE ORDERED that the above-referenced Debtor shall file the appropriate "Declaration for Electronic Filing" for the voluntary petition seeking relief under the above-referenced chapter of Title 11, United States Code, and list of creditors (matrix) with the Court within **seven (7) calendar days** of the entry of this Order.

IT IS FURTHER ORDERED that, in the event that the Debtor fails to comply with the above directive within seven (7) calendar days of the entry of this Order, absent a further order of the Court extending such deadline for cause shown, this case shall be dismissed, pursuant to §349(a) of the Bankruptcy Code, without further notice or hearing and **with prejudice** to the rights of the Debtor to file a subsequent petition under any of the provisions of Title 11, United States Code, for a period of ninety (90) days from the entry of the order of dismissal.

Signed on 03/02/2023



SD

HONORABLE BRENDA T. RHOADES,
CHIEF UNITED STATES BANKRUPTCY JUDGE

In re:
DFW Boat Specialists LLC
Debtor

Case No. 23-40316-btr
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0540-4
Date Rcvd: Mar 02, 2023

User: admin
Form ID: pdf400

Page 1 of 2
Total Noticed: 13

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Mar 04, 2023:

Recip ID	Recipient Name and Address
db	+ DFW Boat Specialists LLC, 2401 Worthington Dr. Suite 106, Denton, TX 76207-3451
cr	+ AMERICAN EXPRESS CLASSIC GOLD CARD, PO BOX 650448, Dallas, TX 75265-0448
cr	American Expres Blue Business Plus, PO Box 981535, El Paso, TX 79998-1535
cr	+ Axle Funding, 14951 Dallas Pkwy #200, Dallas, TX 75254-6883
cr	+ CarBucks Floor Plan, 417 Woods Lake Rd., Greenville, SC 29607-2777
cr	+ Green Note Capital, 1019 Avenue P Suite 401, Brooklyn, NY 11223-2366
cr	+ NextGear Capital Wholesale, 11799 North College Avenue, Carmel, IN 46032-5605
cr	+ NextGear Capital, Inc., c/o Padfield & Stout, LLP, Christopher V. Arisco, 420 Throckmorton Street, Suite 1210, Fort Worth, TX 76102-3792
cr	+ XL Funding, LLC d/b/a AXLE Funding, c/o Padfield & Stout, LLP, Christopher V. Arisco, 420 Throckmorton Street, Suite 1210, Fort Worth, TX 76102-3792

TOTAL: 9

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ Email/Text: tleday@mvalaw.com	Mar 02 2023 23:28:00	Denton County, c/o McCreary, Veseka , Bragg & Allen PC, PO Box 1269, Round Rock, TX 78680-1269
cr	Email/PDF: ais.chase.ebn@aisinfo.com	Mar 02 2023 23:40:55	JPMorgan Chase Bank, P.O. Box 659754, San Antonio, TX 78265
cr	+ Email/Text: jduty@nationalfunding.com	Mar 02 2023 23:28:00	National Funding, Inc., 9820 Town Centre Drive, San Diego, CA 92121-1912
cr	+ Email/Text: BankruptcyNotice@westlakefinancial.com	Mar 02 2023 23:28:00	WESTLAKE SERVICE INC, 4751 WILSHIRE BLVD SUITE 100, Los Angeles, CA 90010-3847

TOTAL: 4

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

District/off: 0540-4

User: admin

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Date Rcvd: Mar 02, 2023

Form ID: pdf400

Total Noticed: 13

Date: Mar 04, 2023

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on March 2, 2023 at the address(es) listed below:

Name	Email Address
Alan Bartlett Padfield	on behalf of Creditor XL Funding LLC d/b/a AXLE Funding abp@livepad.com
Christopher V. Arisco	on behalf of Creditor XL Funding LLC d/b/a AXLE Funding carisco@padfieldstout.com
Christopher V. Arisco	on behalf of Creditor NextGear Capital Inc. carisco@padfieldstout.com
Eric A Liepins	on behalf of Debtor DFW Boat Specialists LLC eric@ealpc.com martha@ealpc.com;r56883@notify.bestcase.com
James Randolph Liebler, II	on behalf of Creditor Westlake Flooring Company LLC jrlii@lgplaw.com, mkv@lgplaw.com
John M. Vardeman	on behalf of U.S. Trustee US Trustee john.m.vardeman@usdoj.gov
Julie Anne Parsons	on behalf of Creditor Denton County jparsons@mvalaw.com kalexander@mvalaw.com;olga.schroeder@mvalaw.com;julie.parsons@ecf.courtdrive.com
Mark A WEISBART (SBRA V)	mweisbart@haywardfirm.com tsimmons@haywardfirm.com;ecf.alert+Weisbart@titlexi.com

TOTAL: 8